

Robert E Jacobsen
In Pro Per
Alise Malikyar
In pro per
P.O. Box 1386
Lafayette, CA 94549
Tel: 925 890-8619
Fax: 925 385-0497

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Alise Malikyar, Robert Jacobsen

CASE NO. C07-03533 WHA

Plaintiffs,

**PLAINTIFF'S UPDATED CASE
MANAGEMENT CONFERENCE STATEMENT;**

vs.

JOHN SRAMEK, BERNADETTE SRAMEK,
HAROLD M. JAFFE, John S. Sramek Jr. and
Bernadette D. Sramek Revocable Living Trust, and
DOES 1 – 100,

Date: July 3, 2008
Time: 11:00 am
Crtrm: 9

Defendants.

_____/

Plaintiff, Robert E Jacobsen and Alise Malikyar hereby submits their combined updated Case Management Conference Statement.

On June 5, 2008, Judge Brenda T. Rhoades in the Jacobsen bankruptcy
The U.S. Bankruptcy Judge, Honorable Brenda T. Rhoades, entered an order approving the sale of the claim on June 5, 2008 (See Docket # 175, attached hereto as Exhibit 1). The order was processed and a Bill of Sale was produced, See Exhibit 2. Mr. Jacobsen purchased the asset from the estate. Robert Jacobsen and Alise Malikyar would now like to continue with this case.

Mr. Jacobsen has requested the deposition of Angel Avery, North American Title PMK, Angel Avery's assistant for July 2, 2008. The deposition of Mr. Sramek is scheduled for July 3, 2008 at 1:00.

/s/ Robert E. Jacobsen
Robert E Jacobsen
, In Pro Per
P.O. Box 1386

Lafayette, CA 94549
Tel: 925 890-8619
Fax: 925 385-0497

/s/ Alise Malikyar
Alise Malikyar
In pro per
P.O. Box 1386
Lafayette, CA 94549
Tel: 925 899-9890
Fax: 925 385-0497

EXHIBIT 1

**United States Bankruptcy Court
Eastern District of Texas (Sherman)
Bankruptcy Petition #: 07-41092**

Assigned to: Honorable Brenda T. Rhoades
Chapter 7
Previous chapter 13
Voluntary
Asset

Date Filed: 05/25/2007
Date Converted: 12/05/2007

Debtor

Robert Edwin Jacobsen
P.O. Box 1386
Lafayette, CA 94549
SSN: xxx-xx-2723

represented by **Joyce W. Lindauer**
8140 Walnut Hill Lane
Suite 301
Dallas, TX 75231
(972) 503-4033
Fax : (972) 503-4034
Email:
courts@joycelindauer.com

William Paul Rossini
Rossini & Wagner PC
1201 Main Street
Suite 2470
Dallas, TX 75202
(214) 979-7321
Fax : (214) 979-7301
Email:
williamp@rossiniwagner.com

Trustee

Janna L. Countryman
P. O. Box 941166
Plano, TX 75094-1166
(972) 943-2580
TERMINATED: 12/05/2007

Trustee

Christopher Moser
2001 Bryan Street, Suite 1800
Dallas, TX 75201

represented by **Gabrielle A. Hamm**
Singer Levick, P.C.
16200 Addison Road., Ste.
140

(214) 880-1805

Addison, TX 75001
 (972)380-5533
 Fax : (972)380-5748
 Email:
 hamm@singerlevick.com

Larry A. Levick
 Singer & Levick, P.C.
 16200 Addison Rd.
 Suite 140
 Addison, TX 75001
 (972) 380-5533
 Fax : (972)380-5748
 Email:
 levick@singerlevick.com

U.S. Trustee
US Trustee
 Office of the U.S. Trustee
 110 N. College Ave.
 Suite 300
 Tyler, TX 75702
 (903) 590-1450

represented by **Marcus Salitore**
 US Trustee Office
 110 N. College Ave., Room
 300
 Tyler, TX 75702
 903-590-1450
 Email:
 marc.f.salitore@usdoj.gov

Filing Date	#	Docket Text
05/30/2008	171	Certificate Of Mailing (RE: related document(s) Hearing Set (RE: related document(s) 143 Motion To Require Chapter 7 Trustee To Pay Mortgage Lenders Filed by Robert Edwin Jacobsen. Hearing scheduled for 6/24/2008 at 10:00 AM at Plano Bankruptcy Courtroom. (th,)), Service Date 05/30/2008. (Admin.) (Entered: 05/31/2008)
06/01/2008	172	Certificate Of Mailing (RE: related document(s) 170 Order Granting Trustee's Second Unopposed Motion for Extension of Time to Object to Discharge (RE: related document(s) 135 Trustee's Second Unopposed Motion to Extend Time to File Complaint Objecting to Discharge filed by Trustee Christopher Moser). Last day to oppose discharge is 6/27/2008. (bl,)), Service Date 06/01/2008. (Admin.) (Entered: 06/02/2008)
06/02/2008		Hearing Set (RE: related document(s) 155 Emergency Motion to Require Chapter 7 Trustee to Abandon Malpractice Causes of Action Filed by Robert Edwin Jacobsen and 154 Motion to Require Chapter 7 Trustee to Abandon Real Property Filed by Robert Edwin Jacobsen. Hearing scheduled for 6/10/2008 at 10:00 AM at Plano Bankruptcy Courtroom. (th,)), Service Date 06/02/2008. (Admin.) (Entered: 06/02/2008)

		09:45 AM at Plano Bankruptcy Courtroom. (sr,) (Entered: 06/02/2008)
06/03/2008	<u>173</u>	Objection to Claim Number 8 of Timothy Carlson in the amount of \$ \$45808.97 Filed by Robert Edwin Jacobsen (Attachments: # <u>1</u> Exhibit # <u>2</u> Proposed Order)(Lindauer, Joyce) (Entered: 06/03/2008)
06/04/2008		Proposed Order or Judgment Submitted At Court's Direction RE: <u>129</u> Motion to Sell UPLOADED 2008-06-04 09:45:21.0 (Entered: 06/04/2008)
06/04/2008		Hearing Set (<i>RE: related document(s)</i> <u>173</u> <i>Objection to Claim Number 8 of Timothy Carlson in the amount of \$ \$45808.97 Filed by Robert Edwin Jacobsen</i> . Hearing scheduled for 7/22/2008 at 09:35 AM at Plano Bankruptcy Courtroom. (th,) (Entered: 06/04/2008)
06/04/2008	<u>174</u>	Certificate Of Mailing (<i>RE: related document(s)</i> <i>Hearing Set (RE: related document(s)</i> <u>155</u> <i>Emergency Motion to Require Chapter 7 Trustee to Abandon Malpractice Causes of Action Filed by Robert Edwin Jacobsen and</i> <u>154</u> <i>Motion to Require Chapter 7 Trustee to Abandon Real Property Filed by Robert Edwin Jacobsen Hearing scheduled for 6/10/2008 at 09:45 AM at Plano Bankruptcy Courtroom. (sr,).</i> Service Date 06/04/2008. (Admin.) (Entered: 06/05/2008)
06/05/2008	<u>175</u>	Order Granting Motion to Sell Property of the Estate Free and Clear of Liens, Claims and Encumbrances (<i>RE: related document(s)</i> <u>129</u> <i>Motion to Sell Property of the Estate Free and Clear of Liens, Claims and Encumbrances filed by Trustee Christopher Moser</i>). (bl,) (Entered: 06/05/2008)

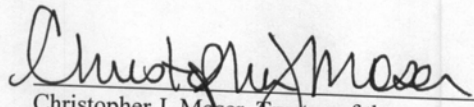
EXHIBIT 2

BILL OF SALE

FOR VALUE RECEIVED, the undersigned Christopher J. Moser, Chapter 7 Trustee of the bankruptcy estate of Robert E. Jacobsen ("Seller") hereby sells and transfers unto Robert E. Jacobsen ("Buyer") all of the bankruptcy estate's rights, title and interest in that certain wire tapping lawsuit styled *Alise Malikyar vs John Sramek, Harold M. Jaffe, John S. Sramek, Jr. and Bernadette D. Sramek Revocable Living Trust*, Case No C07-03533 WHA, Northern District of California, United States District Court.

The foregoing property is sold to Buyer AS IS and WITH ALL FAULTS; no warranties of any kind, including without limitation, any warranty of merchantability or fitness for a particular purpose, being implied in connection with this transaction.

Effective as of the 19th day of June, 2008.



Christopher J. Moser, Trustee of the
Bankruptcy Estate of Robert E. Jacobsen